

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

ROGER FOUNTAIN,

Plaintiff,

v.

NORTH AMERICAN BANCARD, LLC
d/b/a PAY ANYWHERE, LLC,

Defendant.

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Civil Action No. 4:12-cv-459

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(a)(ii) of the Federal Rules of Civil Procedure, Plaintiff Roger Fountain hereby stipulates to the dismissal of the case with prejudice. Each party shall bear its own costs and attorneys' fees.

SO STIPULATED.

By: /s/ Roger Fountain
Roger Fountain, pro se

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PRO SE PLAINTIFF

By: /s/ Lance V. Clack

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ATTORNEYS FOR DEFENDANT
NORTH AMERICAN BANCARD, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing instrument has been served on the following on September 28, 2012:

Via U.S. Mail

Roger Fountain
P.O. Box 868135
Plano, TX 75086

/s/ Lance V. Clack

Lance V. Clack